

UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD
CHARGE AGAINST EMPLOYER

DO NOT WRITE IN THIS SPACE

Case

Date Filed

19-CA-216719

3-16-2018

INSTRUCTIONS:

File an original with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

1. EMPLOYER AGAINST WHOM CHARGE IS BROUGHT

a. Name of Employer

Apple Bus Co.

b. Tel. No. (909) 865-9500

c. Cell No.

f. Fax No.

g. e-Mail

julie.cisco@applebuscompany.com

h. Number of workers employed
around 110

d. Address (Street, city, state, and ZIP code)

34234 Industrial Street
Soldotna, AK 99669

e. Employer Representative

Julie Cisco

i. Type of Establishment (factory, mine, wholesaler, etc.)

Bus Transportation

j. Identify principal product or service

Transportation Services

k. The above-named employer has engaged in and is engaging in unfair labor practices within the meaning of section 8(a), subsections (1) and (list subsections) (2) & (3) of the National Labor Relations Act, and these unfair labor practices are practices affecting commerce within the meaning of the Act, or these unfair labor practices are unfair practices affecting commerce within the meaning of the Act and the Postal Reorganization Act.

2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practices)

1. Charging Party (b) (6), (b) (7)(C) (along with other similarly situated discriminatees) is employed by Respondent Apple Bus Co., within a bargaining unit theoretically represented by Teamsters Local 959.

2. On or about February 26, 2018, Charging Party presented to Apple Bus Co. a petition signed by a majority of bargaining unit employees, which unequivocally stated Apple Bus Co. employees no longer wish to be represented by Teamsters or its Local 959.

3. In spite of its knowledge that a majority of the bargaining unit employees no longer wish to be represented by Teamsters Local 959, Apple Bus Co. is continuing to negotiate with the union towards a new collective bargaining agreement.

4. Apple Bus Co.'s continued dealings and negotiations with a minority union interferes with all employees' Section 7 rights, and restrains and coerces them; dominates or interferes with the formation or administration of a labor union by supporting a minority union; impresses upon employees a minority union they have rejected; and discriminates against employees who do not support the union as opposed to those who do. See Dura Art Stone, Inc., 346 NLRB 149 & n.2 (2005); International Ladies Garment Workers v. NLRB, 366 U.S. 731, 737 (1961) ("There could be no clearer abridgment of § 7 of the Act... than for a union and employer to enter into a collective bargaining relationship when a majority of employees do not support union representation).

3. Full name of party filing charge (if labor organization, give full name, including local name and number)

(b) (6), (b) (7)(C)

4a. Address (Street and number, city, state, and ZIP code)

(b) (6), (b) (7)(C)

4b. Tel. No. (b) (6), (b) (7)(C)

4c. Cell No.

4d. Fax No.

4e. e-Mail

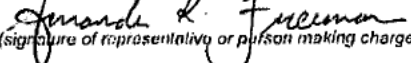
5. Full name of national or international labor organization of which it is an affiliate or constituent unit (to be filled in when charge is filed by a labor organization)

6. DECLARATION

I declare that I have read the above charge and that the statements are true to the best of my knowledge and belief.

Tel. No. (703) 321-8510

Office, if any, Cell No.

By 
(signature of representative or person making charge)

Amanda K. Freeman, Attorney

(Print/type name and title or office, if any)

Fax No. (703) 321-9319

e-Mail

akf@nrtw.org

c/o National Right to Work Legal Defense Foundation, Inc.

8001 Braddock Rd., Springfield, VA 22151

Address

3/16/18
(date)

WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)

PRIVACY ACT STATEMENT

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing unfair labor practice and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information will cause the NLRB to decline to invoke its processes.



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

REGION 19
915 2nd Ave Ste 2948
Seattle, WA 98174-1006

Agency Website: www.nlr.gov
Telephone: (206)220-6300
Fax: (206)220-6305



Download
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Mobile App

March 16, 2018

(b) (6), (b) (7)(C)

Re: Apple Bus Company
Case 19-CA-216719

Dear (b) (6), (b) (7)(C)

The charge that you filed in this case on March 16, 2018 has been docketed as case number 19-CA-216719. This letter tells you how to contact the Board agent who will be investigating the charge, explains your right to be represented, discusses presenting your evidence, and provides a brief explanation of our procedures, including how to submit documents to the NLRB.

Investigator: This charge is being investigated by Field Attorney DAVID SCHAFF whose telephone number is (907) 205-3266. If this Board agent is not available, you may contact Deputy Regional Attorney MARTIN ESKENAZI whose telephone number is (206) 220-6289.

Right to Representation: You have the right to be represented by an attorney or other representative in any proceeding before us. If you choose to be represented, your representative must notify us in writing of this fact as soon as possible by completing *Form NLRB-4701, Notice of Appearance*. This form is available on our website, www.nlr.gov, or from an NLRB office upon your request.

If you are contacted by someone about representing you in this case, please be assured that no organization or person seeking your business has any "inside knowledge" or favored relationship with the National Labor Relations Board. Their knowledge regarding this proceeding was only obtained through access to information that must be made available to any member of the public under the Freedom of Information Act.

Presentation of Your Evidence: As the party who filed the charge in this case, it is your responsibility to meet with the Board agent to provide a sworn affidavit, or provide other witnesses to provide sworn affidavits, and to provide relevant documents within your possession. Because we seek to resolve labor disputes promptly, you should be ready to promptly present your affidavit(s) and other evidence. If you have not yet scheduled a date and time for the Board agent to take your affidavit, please contact the Board agent to schedule the affidavit(s). If you fail to cooperate in promptly presenting your evidence, your charge may be dismissed without investigation.

Preservation of all Potential Evidence: Please be mindful of your obligation to preserve all relevant documents and electronically stored information (ESI) in this case, and to take all steps necessary to avoid the inadvertent loss of information in your possession, custody or control. Relevant information includes, but is not limited to, paper documents and all ESI (e.g. SMS text messages, electronic documents, emails, and any data created by proprietary software tools) related to the above-captioned case.

Prohibition on Recording Affidavit Interviews: It is the policy of the General Counsel to prohibit affiants from recording the interview conducted by Board agents when subscribing Agency affidavits. Such recordings may impede the Agency's ability to safeguard the confidentiality of the affidavit itself, protect the privacy of the affiant and potentially compromise the integrity of the Region's investigation.

Procedures: We strongly urge everyone to submit all documents and other materials by E-Filing (not e-mailing) through our website, www.nlrb.gov. However, the Agency will continue to accept timely filed paper documents. Please include the case name and number indicated above on all your correspondence regarding the charge. The Agency requests all evidence submitted electronically to be in the form it is normally used and maintained in the course of business (i.e., native format). Where evidence submitted electronically is not in native format, it should be submitted in a manner that retains the essential functionality of the native format (i.e., in a machine-readable and searchable electronic format). If you have questions about the submission of evidence or expect to deliver a large quantity of electronic records, please promptly contact the Board agent investigating the charge.

Information about the Agency, the procedures we follow in unfair labor practice cases and our customer service standards is available on our website, www.nlrb.gov or from an NLRB office upon your request. *NLRB Form 4541, Investigative Procedures* offers information that is helpful to parties involved in an investigation of an unfair labor practice charge.

We can provide assistance for persons with limited English proficiency or disability. Please let us know if you or any of your witnesses would like such assistance.

Very truly yours,

A handwritten signature in black ink that reads "Ronald K. Hooks". The signature is written in a cursive, flowing style.

RONALD K. HOOKS
Regional Director

cc: Amanda K. Freeman, Staff Attorney
National Right to Work Legal Defense
Foundation, Inc.
8001 Braddock Rd - Suite 600
Springfield, VA 22151-2115



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

REGION 19
915 2nd Ave Ste 2948
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Telephone: (206)220-6300
Fax: (206)220-6305



Download
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March 16, 2018

Julie Cisco, General Manager-Alaska
Apple Bus Company
34234 Industrial St
Soldotna, AK 99669-8325

Re: Apple Bus Company
Case 19-CA-216719

Dear Ms. Cisco:

Enclosed is a copy of a charge that has been filed in this case. This letter tells you how to contact the Board agent who will be investigating the charge, explains your right to be represented, discusses presenting your evidence, and provides a brief explanation of our procedures, including how to submit documents to the NLRB.

Investigator: This charge is being investigated by Field Attorney DAVID SCHAFF whose telephone number is (907) 205-3266. If this Board agent is not available, you may contact Deputy Regional Attorney MARTIN ESKENAZI whose telephone number is (206) 220-6289.

Right to Representation: You have the right to be represented by an attorney or other representative in any proceeding before us. If you choose to be represented, your representative must notify us in writing of this fact as soon as possible by completing *Form NLRB-4701, Notice of Appearance*. This form is available on our website, www.nlr.gov, or from an NLRB office upon your request.

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Presentation of Your Evidence: We seek prompt resolutions of labor disputes. Therefore, I urge you or your representative to submit a complete written account of the facts and a statement of your position with respect to the allegations set forth in the charge as soon as possible. If the Board agent later asks for more evidence, I strongly urge you or your representative to cooperate fully by promptly presenting all evidence relevant to the investigation. In this way, the case can be fully investigated more quickly.

Full and complete cooperation includes providing witnesses to give sworn affidavits to a Board agent, and providing all relevant documentary evidence requested by the Board

agent. Sending us your written account of the facts and a statement of your position is not enough to be considered full and complete cooperation. A refusal to fully cooperate during the investigation might cause a case to be litigated unnecessarily.

In addition, either you or your representative must complete the enclosed Commerce Questionnaire to enable us to determine whether the NLRB has jurisdiction over this dispute. If you recently submitted this information in another case, or if you need assistance completing the form, please contact the Board agent.

We will not honor any request to place limitations on our use of position statements or evidence beyond those prescribed by the Freedom of Information Act and the Federal Records Act. Thus, we will not honor any claim of confidentiality except as provided by Exemption 4 of FOIA, 5 U.S.C. Sec. 552(b)(4), and any material you submit may be introduced as evidence at any hearing before an administrative law judge. We are also required by the Federal Records Act to keep copies of documents gathered in our investigation for some years after a case closes. Further, the Freedom of Information Act may require that we disclose such records in closed cases upon request, unless there is an applicable exemption. Examples of those exemptions are those that protect confidential financial information or personal privacy interests.

Preservation of all Potential Evidence: Please be mindful of your obligation to preserve all relevant documents and electronically stored information (ESI) in this case, and to take all steps necessary to avoid the inadvertent loss of information in your possession, custody or control. Relevant information includes, but is not limited to, paper documents and all ESI (e.g. SMS text messages, electronic documents, emails, and any data created by proprietary software tools) related to the above-captioned case.

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Procedures: We strongly urge everyone to submit all documents and other materials by E-Filing (not e-mailing) through our website, www.nlr.gov. However, the Agency will continue to accept timely filed paper documents. Please include the case name and number indicated above on all your correspondence regarding the charge. The Agency requests all evidence submitted electronically to be in the form it is normally used and maintained in the course of business (i.e., native format). Where evidence submitted electronically is not in native format, it should be submitted in a manner that retains the essential functionality of the native format (i.e., in a machine-readable and searchable electronic format). If you have questions about the submission of evidence or expect to deliver a large quantity of electronic records, please promptly contact the Board agent investigating the charge.

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office upon your request. *NLRB Form 4541, Investigative Procedures* offers information that is helpful to parties involved in an investigation of an unfair labor practice charge.

We can provide assistance for persons with limited English proficiency or disability. Please let us know if you or any of your witnesses would like such assistance.

Very truly yours,

A handwritten signature in black ink that reads "Ronald K. Hooks". The signature is written in a cursive, flowing style.

RONALD K. HOOKS
Regional Director

Enclosures:

1. Copy of Charge
2. Commerce Questionnaire

cc: Terrence Kilroy, Attorney
POL SINELLI PC
900 W 48th Pl Ste 900
Kansas City, MO 64112-1899



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

REGION 19
915 2nd Ave Ste 2948
Seattle, WA 98174-1006

Agency Website: www.nlrb.gov
Telephone: (206)220-6300
Fax: (206)220-6305

August 15, 2018

AMANDA K. FREEMAN, STAFF ATTORNEY
NATIONAL RIGHT TO WORK LEGAL DEFENSE FOUNDATION, INC.
8001 BRADDOCK RD, SUITE 600
SPRINGFIELD, VA 22151-2115

Re: Apple Bus Company
Case 19-CA-216719

Dear Ms. Freeman:

We have carefully investigated and considered your charge that Apple Bus Company has violated the National Labor Relations Act.

Decision to Dismiss: The Charge alleges that Apple Bus Co. (the "Employer") violated §§ 8(a)(2) and (3) of the Act in that it continued to negotiate with a minority union, Teamsters Local 959 (the "Union"), after the Employer was presented with a petition signed by a majority of bargaining unit employees stating that the employees no longer wished to be represented by the Union.

The investigation revealed that the Union and the Employer are now in negotiations for a new collective bargaining agreement. On February 28, 2018, the Charging Party submitted a petition to the Employer representing that the Union does not enjoy a majority showing. On March 15, 2018, the Petitioner filed 19-RD-203378 seeking an election to determine the wishes of the employees as to representation by the Union. On March 16, 2018, the Charging Party filed the above referenced charge.

The Charging Party cites *Dura Arts Stone, Inc.*, 346 NLRB 149, n.2 (2005), in support of the allegation that the Employer violated the Act by continuing to recognize and bargain with the Union. However, *Dura Arts Stone* specifically excluded from its holding a situation where, as here, a petition is pending. Thus, the Employer is not in violation of the Act by continuing to bargain with the Union.

In light of the foregoing, further proceedings on this charge are not warranted and I am dismissing the charge.

Your Right to Appeal: You may appeal my decision to the General Counsel of the National Labor Relations Board, through the Office of Appeals.

Means of Filing: An appeal may be filed electronically, by mail, by delivery service, or hand-delivered. To file electronically using the Agency's e-filing system, go to our website at www.nlrb.gov and:

- 1) Click on E-File Documents;

- 2) Enter the NLRB Case Number; and,
- 3) Follow the detailed instructions.

Electronic filing is preferred, but you also may use the enclosed Appeal Form, which is also available at www.nlr.gov. You are encouraged to also submit a complete statement of the facts and reasons why you believe my decision was incorrect. To file an appeal by mail or delivery service, address the appeal to the **General Counsel at the National Labor Relations Board, Attn: Office of Appeals, 1015 Half Street SE, Washington, DC 20570-0001**. Unless filed electronically, a copy of the appeal should also be sent to me.

The appeal MAY NOT be filed by fax or email. The Office of Appeals will not process faxed or emailed appeals.

Appeal Due Date: The appeal is due on **August 29, 2018**. If the appeal is filed electronically, the transmission of the entire document through the Agency's website must be completed **no later than 11:59 p.m. Eastern Time** on the due date. If filing by mail or by delivery service an appeal will be found to be timely filed if it is postmarked or given to a delivery service no later than August 28, 2018. **If an appeal is postmarked or given to a delivery service on the due date, it will be rejected as untimely.** If hand delivered, an appeal must be received by the General Counsel in Washington D.C. by 5:00 p.m. Eastern Time on the appeal due date. If an appeal is not submitted in accordance with this paragraph, it will be rejected.

Extension of Time to File Appeal: The General Counsel may allow additional time to file the appeal if the Charging Party provides a good reason for doing so and the request for an extension of time is **received on or before August 29, 2018**. The request may be filed electronically through the **E-File Documents** link on our website www.nlr.gov, by fax to (202)273-4283, by mail, or by delivery service. The General Counsel will not consider any request for an extension of time to file an appeal received after August 29, 2018, **even if it is postmarked or given to the delivery service before the due date**. Unless filed electronically, a copy of the extension of time should also be sent to me.

Confidentiality: We will not honor any claim of confidentiality or privilege or any limitations on our use of appeal statements or supporting evidence beyond those prescribed by the Federal Records Act and the Freedom of Information Act (FOIA). Thus, we may disclose an appeal statement to a party upon request during the processing of the appeal. If the appeal is successful, any statement or material submitted with the appeal may be introduced as evidence at a hearing before an administrative law judge. Because the Federal Records Act requires us to keep copies of case handling documents for some years after a case closes, we may be required

August 15, 2018

by the FOIA to disclose those documents absent an applicable exemption such as those that protect confidential sources, commercial/financial information, or personal privacy interests.

Very truly yours,



RONALD K. HOOKS
Regional Director

Enclosure

cc:

(b) (6), (b) (7)(C)

JULIE CISCO, GENERAL MANAGER-ALASKA
APPLE BUS COMPANY
34234 INDUSTRIAL ST
SOLDOTNA, AK 99669-8325

TERRENCE KILROY, ATTORNEY
POL SINELLI, PC
900 W 48TH PL, STE 900
KANSAS CITY, MO 64112-1899

Confirmation Number	1000227921
Date Submitted	8/20/2018 3:09:37 PM (UTC-05:00) Eastern Time (US & Canada)
Case Name	Apple Bus Company
Case Number	19-CA-216719
Filing Party	Charging Party
Name	Taubman, Glenn M.
Email	gmt@nrtw.org
Address	c/o National Right to Work Legal Foundation 8001 braddock Rd., Suite 600 Springfield, VA 22160
Telephone	(703) 321-8510
Fax	(703) 321-9319
Original Due Date	8/29/2018
Date Requested	9/7/2018
Reason for Extension of Time	Although the dismissal letter is dated 8/15/18, we just received it today, 8/20/18. I am lead counsel in this case and have extensive work and personal travel commitments during the weeks of Aug. 27 and Sept. 3 that make it impossible to fully brief this important issue by the current due date. This is our first and only request for an extension. Thank you.
What Document is Due	Appeal
Parties Served	



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD
OFFICE OF THE GENERAL COUNSEL
Washington, DC 20570

August 22, 2018

GLENN M. TAUBMAN, ESQ.
AMANDA K. FREEMAN, ESQ.
NATIONAL RIGHT TO WORK LEGAL DEFENSE
FOUNDATION, INC.
8001 BRADDOCK RD STE 600
SPRINGFIELD, VA 22151-2115

Re: Apple Bus Company
Case 19-CA-216719

Dear Ms. Freeman and Mr. Taunman,

We are granting your request for an extension of time to file an appeal to September 7, 2018. You must file your appeal electronically through the Agency's e-filing system or by U.S. mail or by private delivery service. Do not fax or email your appeal. This office will not process faxed or emailed appeals.

To ensure that your appeal is processed, please read and follow carefully the instructions below. We encourage you to file your appeal electronically through the Agency's e-filing system on the website www.nlrb.gov. If you choose to e-file your appeal, remember to allow enough time to complete the e-filing process by 11:59 pm (E.T.) on September 7, 2018. Otherwise, your appeal will be late.

- 1) Click on E-File documents;
- 2) Enter your NLRB Case Number; and,
- 3) Follow the detailed instructions.

If you file by mail or by delivery service, your appeal will be timely if it is postmarked or given to a delivery service no later than September 6, 2018. If your appeal is postmarked or given to a delivery service on the due date or after, this office will reject it as untimely. The Region must receive a copy by the same date. If hand delivered, an appeal must be received by the General Counsel in Washington, D.C. by 5:00 p.m. E.T. on the appeal due date.

If you do not submit an appeal in accordance with this paragraph, this office will reject it.

Sincerely,

Peter Barr Robb
General Counsel



By:

Mark E. Arbesfeld, Director
Office of Appeals

cc: RONALD K. HOOKS
REGIONAL DIRECTOR
NATIONAL LABOR RELATIONS
BOARD
915 2ND AVE STE 2948
SEATTLE, WA 98174-1006

TERRENCE W. KILROY, ESQ.
POL SINELLI, PC
900 W 48TH PL STE 900
KANSAS CITY, MO 64112-1899

cl



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD
OFFICE OF THE GENERAL COUNSEL
Washington, DC 20570

September 12, 2018

AMANDA K. FREEMAN &
GLENN M. TAUBMAN, STAFF ESQ.
NATIONAL RIGHT TO WORK LEGAL
DEFENSE FOUNDATION, INC.
8001 BRADDOCK RD STE 600
SPRINGFIELD, VA 22151-2115

Re: Apple Bus Company
Case 19-CA-216719

Dear Ms. Freeman:

We have received your appeal and accompanying material. We will assign it for processing in accordance with Agency procedures, which include review of the investigatory file and your appeal in light of current Board law. We will notify you and all other involved parties as soon as possible of our decision.

Sincerely,

Peter Barr Robb
General Counsel

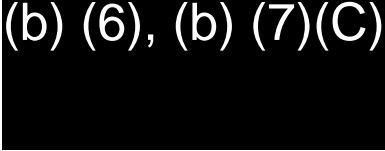
By: _____

Mark E. Arbesfeld, Director
Office of Appeals

cc: RONALD K. HOOKS
REGIONAL DIRECTOR
NATIONAL LABOR RELATIONS
BOARD
915 2ND AVE STE 2948
SEATTLE, WA 98174-1006

JULIE CISCO
GENERAL MANAGER-ALASKA
APPLE BUS COMPANY
34234 INDUSTRIAL ST
SOLDOTNA, AK 99669-8325

(b) (6), (b) (7)(C)



TERRENCE W. KILROY, ESQ.
POL SINELLI, PC
900 W 48TH PL STE 900
KANSAS CITY, MO 64112-1899

kh



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD
OFFICE OF THE GENERAL COUNSEL
Washington, DC 20570

March 15, 2019

AMANDA K. FREEMAN, ESQ.
GLENN M. TAUBMAN, ESQ.
NATIONAL RIGHT TO WORK
LEGAL DEFENSE FOUNDATION, INC.
8001 BRADDOCK RD STE 600
SPRINGFIELD, VA 22151-2115

Re: Apple Bus Company
Case 19-CA-216719

Dear Ms. Freeman & Mr. Taubman:

This office has carefully considered your appeal. The appeal is sustained in part. We concluded that the Employer arguably violated Section 8(a)(2) of the National Labor Relations Act by continuing to bargain with the Union for a successor contract after it received a petition from a majority of employees indicating that they no longer wished to be represented by the Union. Concerning the Section 8(a)(3) allegation, there is insufficient evidence to establish that the Employer violated the Act, as alleged.

We are remanding the case to the Regional Director for further action. Absent settlement, the Regional Director will issue a complaint and an administrative law judge will hold a hearing. Please address all further inquiries to the Regional Director.

Sincerely,

Peter Barr Robb
General Counsel

A handwritten signature in black ink that reads "Mark E. Arbesfeld". The signature is written in a cursive, slightly slanted style.

By: _____

Mark E. Arbesfeld, Director
Office of Appeals

cc: RONALD K. HOOKS
REGIONAL DIRECTOR
NATIONAL LABOR RELATIONS
BOARD
915 2ND AVE STE 2948
SEATTLE, WA 98174-1006

(b) (6), (b) (7)(C)

JULIE CISCO
GENERAL MANAGER-ALASKA
APPLE BUS COMPANY
34234 INDUSTRIAL ST
SOLDOTNA, AK 99669-8325

TERRENCE W. KILROY, ESQ.
POL SINELLI, PC
900 W 48TH PL STE 900
KANSAS CITY, MO 64112-1899

kh



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD
OFFICE OF THE GENERAL COUNSEL
Washington, DC 20570

April 2, 2019

AMANDA K. FREEMAN, ESQ.
GLENN M. TAUBMAN, ESQ.
NATIONAL RIGHT TO WORK
LEGAL DEFENSE FOUNDATION, INC.
8001 BRADDOCK RD STE 600
SPRINGFIELD, VA 22151-2115

Re: Apple Bus Company
Case 19-CA-216719

Dear Ms. Freeman and Mr. Taubman:

After further review, this Office has reconsidered our decision partially sustaining the appeal in this matter and we are revoking our letter dated March 15, 2019.

We have determined that further proceedings on the allegation that the Employer violated the National Labor Relations Act by continuing to bargain with the Union for a successor contract after receiving evidence of the Union's loss of majority support are not warranted. As such, the March 15, 2019 letter sustaining the appeal is hereby revoked and the appeal is denied.

Sincerely,

Peter Barr Robb
General Counsel


A handwritten signature in black ink that reads "Mark E. Arbesfeld". The signature is written in a cursive, flowing style.

By: _____

Mark E. Arbesfeld, Director
Office of Appeals

cc: RONALD K. HOOKS
REGIONAL DIRECTOR
NATIONAL LABOR RELATIONS
BOARD
915 2ND AVE STE 2948
SEATTLE, WA 98174-1006

(b) (6), (b) (7)(C)

A large black rectangular redaction box covering several lines of text.

JULIE CISCO
GENERAL MANAGER-ALASKA
APPLE BUS COMPANY
34234 INDUSTRIAL ST
SOLDOTNA, AK 99669-8325

W. TERRENCE KILROY, ESQ.
POL SINELLI, PC
900 W 48TH PL STE 900
KANSAS CITY, MO 64112-1899

alh